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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

INFORMATION DISCLOSURE STATEMENT BY
APPLICANTS

Atty. Docket No. (Opt.)

CROSS1510

Applicant

Moody et al.

Application Number

09/683,428

Filed

December 28, 2001

For:

ELECTRONIC BRANDING TECHNOLOGY

Certification Under 37 C.F.R. §1.8

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Commissioner for Patents
P.O. Box 1450
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Dear Sir:

INFORMATION DISCLOSURE STATEMENT

Technology Center 2100

Applicants respectfully request, pursuant to 37 C.F.R. §§ 1.56, 1.97 and 1.98, that the art listed on the attached PTO/SB/08A form be considered and cited in the examination of the above-identified application. A copy of the art is enclosed for the convenience of the Examiner.

Applicant hereby states under 37 C.F.R. § 1.97(e)(1) that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the present statement. These references were cited in a Written Opinion on a corresponding PCT patent application as the basis for a finding that one or more of the claims in that application lacked novelty and/or inventive step.

Furthermore, pursuant to 37 C.F.R. §§ 1.97(g) and (h), no representation is made that a search has been made or that this art is material to patentability of the present application. Applicants respectfully submit that the claims of Applicants' above-referenced patent is patentably distinguishable from these references.

Applicants believe no fee is due at this time. However, the Commissioner is hereby authorized to charge any fees due, or refund any credit, to Deposit Account No. 50-0456 of Gray Cary Ware & Freidenrich LLP for any fee under 37 C.F.R. §1.17(i).

Respectfully submitted,

Gray Cary Ware & Freidenrich LLP
Attorneys for Applicants


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Dated: 11/10, 2003

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